

MEETING MINUTES BOARD OF MASSAGE THERAPY

June 2, 2005

1. ROLL CALL

The meeting was called to order by B. J. Dennis, at 12:33 p.m. in the Department of Health and Human Services, Sixth Floor Conference Room Z, State Office Building, Lincoln, Nebraska. Copies of the agenda were mailed to the Board members, and other interested parties in accordance with the Open Meeting Law. The following members answered the roll call:

Board Members Present:	B. J. Dennis Cheryl Cradduck Sue Kozisek	Chairperson Vice-Chairperson Member
Board Members Absent:	Gail Anderson	Secretary
Others:	Mike Grutch Barb Remmers Ruth Schuldt Kris Chiles	Division of Investigations and Enforcement Division of Investigations and Enforcement Credentialing Division Section Administrator, Credentialing Division

A quorum was present and the meeting convened.

2. ADOPTION OF THE AGENDA

MOTION: Kozisek moved, seconded by Cradduck, to approve the agenda mailed with the addition of "facial" to item #7New Business (e) Spray-on Tanning/Bronzing/Facials. A voice vote was taken. Voting aye: Cradduck, Kozisek, Dennis (3). Voting nay: None (0). Absent: Anderson (1). Motion Carried.

3. APPROVAL OF MINUTES

MOTION: Kozisek moved, seconded by Cradduck, to approve the March 3, 2005 minutes as mailed. A voice vote was taken. Voting aye: Cradduck, Kozisek, Dennis (3). Voting nay: None (0). Absent: Anderson (1). Motion Carried.

MOTION: Cradduck moved, seconded by Kozisek to approve the December 9, 2004, minutes with the following corrections: Unfinished Business, b. - Board By-Laws-"**Relating to school applications** members who are affiliated with a massage school shall be restricted to only review curriculum", and New Business, d. - 2005 meeting dates, "The Following **are** the scheduled dates for 2005".

12:39 p.m. – Brad Schaff entered the meeting

4. INVESTIGATIVE REPORTS – CLOSED SESSION

MOTION: Kozisek moved, seconded by Cradduck, to enter into closed session at 12:40 p.m. to hear discussions of investigative reports, and for the needless injury to the reputation of the individuals. A voice vote was taken. Voting aye: Cradduck, Kozisek, Dennis (3). Voting nay: None (0). Absent: Anderson (1). Motion Carried.

12:56 p.m. – Schuldt departed the meeting.

1:10 p.m. – Kozisek departed the meeting-conflict of interest

1:33 p.m. - Shaff and Remmers departed the meeting.

1:33 p.m. – Kozisek re-entered the meeting

MOTION: Cradduck moved, seconded by Kozisek, to reconvene to open session at 1:34 p.m. A voice vote was taken. Voting aye: Cradduck, Kozisek, Dennis (3). Voting nay: None (0). Absent: Anderson (1). Motion Carried.

5. DISCIPLINARY/DENIAL INFORMATION (ACTIONS PENDING/TAKEN – OPEN SESSION)

Chiles stated there were no actions taken since the last meeting.

6. UNFINISHED BUSINESS

a. Other

No unfinished business to discuss.

7. NEW BUSINESS

a. Application Review and Recommendations

• Reinstatement

Chiles stated according to the Rules and Regulations when a license has been revoked for more than one year the applicants reinstatement application must be reviewed by the Board for approval. Sandra K. Kreber has requested reinstatement. Chiles stated her application is complete and meets the requirements for reinstatement.

MOTION: Kozisek moved, seconded by Cradduck, to reinstate license # 919, for Sandra K. Kreber as a massage therapist to active status. A voice vote was taken. Voting aye: Cradduck, Kozisek, Dennis (3). Voting nay: None (0). Absent: Anderson (1). Motion Carried.

• Convictions

Chiles stated Penny Rogers applied for an initial massage therapy license. Her application indicated a driving under the influence conviction in September, 2002 and a driving under the influence conviction in August, 2004. She has submitted documents for review.

MOTION: Cradduck moved, seconded by Dennis, to issue a license to Penny Rogers with stipulations as follows: two (2) year probation, employer reports quarterly, no solo practice, AA meeting and/or other support meetings twice a month, and that she successfully completes her court probation. A voice vote was taken. Voting aye: Cradduck, Dennis (2). Voting nay: None (0). Abstain: Kozisek (1). Absent: Anderson (1). Motion Carried.

• Education

No education issues to discuss.

b. Uniform Licensing Law RE-write and All Health Care Related Board Meeting (6-10-05)

Chiles stated Dennis attended the ULL Law Re-write meeting on May 11, 2005, which is a forum where associations are sent invitations to attend the meeting to make comments on the ULL re-write.

Dennis stated she was representing the AMT Nebraska Chapter Board. She brought up the following issues for discussion:

- composition of the Board
- continuing competency
- eliminate letters of concern
- authority to collect attorney fees, enforcing collection when State Boards have to go to District Court
- disciplinary revocation should be for all time, however, over two years can seek re-instatement
- repeal volunteer surrender
- emergency practice
- change reciprocity to endorsement
- eliminate one dollar LAP, incorporate into licensing fee.
- engage in active practice to be on a Board
- reside in Nebraska to be on a Board
- role of the Board in decision making
- conflict of interest

The Board discussed the composition of the Board in relation to how many members should be on the Board in Massage Therapy. Dennis stated it is her opinion that she would like to see the Board have seven (7) members, with two (2) public members.

The Board tabled agenda items under New Business, 7b through 7f, until next meeting. They agreed to have the continuing education review meeting scheduled for July 7, 2005, become a regular Board meeting in order to complete the tabled agenda items.

- c. Board of Health Annual Report
- d. National Certification Examination for Therapeutic Massage (new exam)
- e. Spray-on Tanning/Bronzing
- f. Other

8. ADJOURNMENT

There being no further business, the Board of Massage Therapy adjourned at 3:03 p.m.

Next Meeting Date – The next meeting of the Board is scheduled for **July 7, 2005, at 12:30** at the Nebraska State Office Building.

Respectfully submitted,

Gail Anderson, Secretary

Recorded by: Kris Chiles, Section Administrator
Transcribed by: Rita Watson, Credentialing Division